

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE M.NARAYANA REDDY

WRIT PETITION No. 10704 of 2002

Between:

Paper Clipping of Andhra Bhoomi, Telugu Daily Newspaper Dt.31/05/2002
publishing the news under the caption "POLISULA VEDHIMPULAKU THALALEKA
URIVESUKONI
YUVAKUNI ATMAHATHYA"

..... PETITIONER

AND

1. The Station House Officer, Moinabad PS, Moinabad, Ranga Reddy District.
2. Venkata Reddy, S.I.of Police, Moinabad PS
Ranga Reddy District.
- 3.The Circle Inspector of Police, Moinabad PS,
Moinabad, Ranga Reddy District.
- 4.The Superintendent of Police, Ranga Reddy District.
5. The Director General of Police Govt. of A.P., Hyderabad.
- 6.The Secretary to the Govt. of A.P., Home (Police) Department,
Secretariat, Hyderabad
7. The District Collector, R.R.District at Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the paper clipping of Andhra Bhoomi Telugu Daily dated: 31.5.2002 the High Court will be pleased to issue an order, direction, or a writ more particularly one in the nature of Writ of Mandamus, calling for the records and remarks from the respondents herein, in and connected to the incident occurred in Tolunetta village within the limits of Moinabad police station committing suicide by

one youth viz., B.Jangaiah, hanging himself "to a tree", who felt disgraced, humiliated by the ill-treatment and harassment of the police personnel of Moinabad police station in connection with a theft of an Amplifier from the house of one Ramulu, Ex-Sarpanch committed by his brother, viz., B.Prabhakar and to pass appropriate orders directing the concerned authorities to take necessary action against the police personnel of Moinabad police station, who are responsible for the death of the deceased Sri.B.Jangaiah and further direct the authorities to take immediate steps for stopping of police harassment on the common man in the interest of justice.

Counsel for the Petitioner: NEWS ITEMS

Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORAL ORDER:

(per Honourable Sri Devinder Gupta, the Chief Justice)

Newspaper report appeared in the Andhra Bhoomi Daily Newspaper on 31.5.2002 led to registration of this case as a Taken-up Writ Petition. Respondents were called upon to file affidavit.

Mr.B.Anjaiah, Inspector of Police, Narsingi Circle, Ranga Reddy District filed affidavit-in-reply. Details have been furnished of the complaint dated: 30.5.2002 lodged by Ananthamma, giving rise to registration of Crime No. 119 of 2002 under Section 306 I.P.C. at Moinabad Police Station with respect to the theft of an amplifier on 23.5.2002 and the incidents subsequent thereto. Further details have been furnished about the visit of the Station House Officer, Moinabad to the place of occurrence and recording of the statements of complainant and witnesses. The Inspector in the affidavit has denied the allegation of torture of the deceased and the involvement of the police officials in doing so. Statement of the complainant, as recorded, also does not level any allegation of involvement of any police officials in the harassment. It is also stated in the affidavit in reply that there was no eye-witness account or snatching of Rs.100/- from the deceased as referred to in the newspaper report. It is stated that the version as appeared in the newspaper report is totally incorrect and baseless, more particularly, in view of the statement recorded by the police. In these circumstances, we are of the view that no direction can be issued in this Writ Petition, which stands closed.

DEVINDER GUPTA, C.J.

24.1.2005.

M.NARAYANA REDDY, J.

VR.

To

1. The Station House Officer, Moinabad PS, Moinabad, Ranga Reddy District.
2. The Sub Inspector of Police, Moinabad Police Station,
Ranga Reddy District.
- 3.The Circle Inspector of Police, Moinabad Police Station,
Moinabad, Ranga Reddy District.
- 4.The Superintendent of Police, Ranga Reddy District at Hyderabad.
5. The Director General of Police Govt. of A.P., Hyderabad.
- 6.The Secretary to the Govt. of A.P., Home (Police) Department,
Secretariat, Hyderabad
- 7.The District Collector, Ranga Reddy District at Hyderabad.
8. Two CCs to Government Pleader for Home, High Court Buildings, Hyderabad
(OUT).
9. Two CD copies.

